IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 2264 of 1988

The Board of Trustees of the Port
of Bombay .. Plaintiff

versus

M/s.Meghdoot Plastic Corporation .. Defendant

...

Mrs.Motiwala i/b Motiwala & Co. for the plaintiff.

Mr.R.K. Dave i/b H.H. Trivedi for the defendant.

**CORAM : D.G. KARNIK, J**

**DATED : 22nd June 2006.**

**P.C.:**

1. Heard learned counsel for the parties.

2. Learned counsel for the plaintiff points out that the defendant has not filed written statement though served several years ago and prays for a decree under Order 8 Rule 10 of the Code of Civil Procedure. Suit is for recovery of money only. In the absence of written statement, the averments made in the plaint are

deemed to be admitted.

3. Suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clause (c).

**(D.G. KARNIK, J)**